



2015 SESSION

ADDITIONAL DOCUMENTS

Business Page

[Signed by Chairman]

Roll Call

Standing Committee Reports

Tabled Bills

Fiscal Reports

Rolls Call Votes

Proxy Forms

Visitor Registrations

***Any other documents, which were submitted after the committee hearing has ended and/or was submitted late [within 48 hours], regarding information in the committee hearing.**

***Witness Statements that were not presented as exhibits.**

Montana Historical Society Archives

225 N. Roberts

Helena MT 59620-1201

2015 Legislative

E-Document Specialist Susie Hamilton

BUSINESS REPORT

**MONTANA HOUSE OF REPRESENTATIVES
64th LEGISLATURE - REGULAR SESSION**

HOUSE NATURAL RESOURCES COMMITTEE

Date: Wednesday, February 11, 2015
Place: Capitol

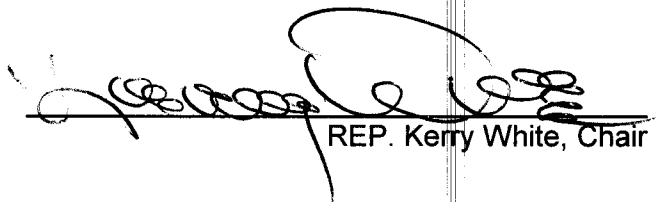
Time: 3:00 PM
Room: 172

BILLS and RESOLUTIONS HEARD:

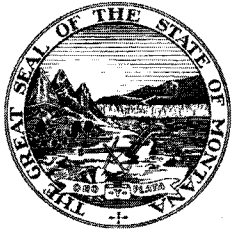
HJ 13 - Interim study of federal roads and parcels and access - Rep. Kerry White
HB 434 - Revise asbestos laws - Rep. Ed Lieser
SJ 5 - Study future water rights administration - Sen. Chas Vincent

EXECUTIVE ACTION TAKEN: None

Comments:



REP. Kerry White, Chair



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

NAT. RESOURCES COMMITTEE

ROLL CALL

NAME	PRESENT	ABSENT/EXCUSED
REP. ED LIESER, VICE CHAIRMAN	✓	
REP. JERRY BENNETT		✓
REP. BOB BROWN	✓	
REP. ZACH BROWN	✓	
REP. VIRGINIA COURT		✓
REP. MARY ANN DUNWELL	✓	
REP. STEVE FITZPATRICK, VICE CHAIRMAN	✓	
REP. KELLY FLYNN	✓	
REP. THERESA MANZELLA	✓	
REP. NATE MCCONNELL	✓	
REP. DALE MORTENSEN	✓	
REP. MARK NOLAND	✓	
REP. ANDREA OLSEN	✓	
REP. KEITH REGIER	✓	
REP. RAY SHAW		✓
REP. SCOTT STAFFANSON		✓
REP. KATHLEEN WILLIAMS	✓	
REP. KERRY WHITE, CHAIR	✓	

18 MEMBERS

1

10

MONTANA House of Representatives Visitors Register

Wednesday, February 11, 2015

HJ 13 - Interim study of federal roads and parcels and access

Sponsor: **Rep. Kerry White**

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives Visitors Register

Wednesday, February 11, 2015

HB 434 - Revise asbestos laws

Sponsor: Rep. Ed Lieser

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives Visitors Register

Wednesday, February 11, 2015

SJ 5 - Study future water rights administration

Sponsor: **Sen. Chas Vincent**

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

Amendments to House Bill No. 434
1st Reading Copy

**ADDITIONAL
DOCUMENTS**

For the House Natural Resources Committee

Prepared by Joe Kolman
February 11, 2015 (2:24pm)

DRAFT

1. Title, page 1, line 6.

Following: "QUALITY;"

Insert: "AMENDING SECTIONS 75-2-502 AND 75-2-519, MCA;"

2. Title, page 1, line 7.

Strike: "AND A TERMINATION DATE"

3. Page 1, line 24.

Following: "regulation."

Insert: "Members may not be legislators. Members must be appointed by July 1, 2015 as follows:

- (a) two members appointed by the president of the senate;
- (b) two members appointed by the speaker of the house; and
- (c) two members appointed by the governor. "

4. Page 2, line 6.

Following: "(3) "

Insert: "The asbestos advisory group shall meet at least three times between December 1, 2015 and December 31, 2016."

5. Page 2, line 7.

Following: "2016."

Insert: "The department shall adopt rules to reflect the recommendations of the asbestos advisory group in a timely manner."

6. Page 2, line 9 through line 18.

Strike: sections 2 and 3 in their entirety

7. Page 2, line 15.

Following: line 14

Insert: "Section 2. Section 75-2-502, MCA, is amended to read:

"75-2-502. **Definitions.** As used in this part, unless the context requires otherwise, the following definitions apply:

(1) "Accreditation" means a certificate issued by the department that permits a person to work in an asbestos-related occupation.

(2) "Asbestos" means asbestiform varieties of chrysotile, amosite, crocidolite, anthophyllite, tremolite, or actinolite.

(3) "Asbestos project" means the encapsulation, enclosure, removal, repair, renovation, placement in new construction, demolition of regulated asbestos-containing material in a

building or other structure, or the transportation or disposal of regulated asbestos-containing material waste. The term does not include a project that involves less than 3 160 square feet in surface area or 3 260 linear feet of pipe, or 35 cubic feet of volume.

(4) "Asbestos-related occupation" means ~~an inspector,~~ management planner, project designer, contractor, supervisor, or worker for an asbestos project. The term includes an inspector when the person performs an inspection in a facility or installation.

(5) "Department" means the department of environmental quality provided for in 2-15-3501.

(6) "Person" means an individual, partnership, corporation, sole proprietorship, firm, enterprise, franchise, association, state or municipal agency, political subdivision of the state, or any other entity.

(7) "Regulated asbestos-containing material" means:

(a) friable asbestos material;

(b) Category I nonfriable asbestos-containing packing, gasket, resilient floor covering, or asphalt roofing product that contains more than 1% asbestos as determined using polarized light microscopy according to methods pursuant to federal regulation that has become friable;

(c) materials in subsection (7)(b) that have been or will be subjected to sanding, grinding, cutting, or abrading;

(d) Category II nonfriable asbestos-containing materials not included in subsection (7)(b) that contains more than 1% asbestos as determined using polarized light microscopy according to methods pursuant to federal regulation that has been or has a high probability of becoming crumbled, pulverized, or reduced to powder during the course of demolition or renovation operations"

{ Internal References to 75-2-502: None. }

Insert: "Section 3. Section 75-2-519, MCA, is amended to read:

"75-2-519. Cleanup orders. The department may issue a cleanup order to any person that has deposited regulated asbestos-containing material or that has disturbed regulated asbestos-containing material or that owns any property where the regulated asbestos-containing material is located when the material poses an immediate threat to public health or the environment or is likely to pose a threat to public health or the environment in the immediate future. The order may direct the person to clean up and transport the regulated asbestos-containing material to an authorized disposal facility, to treat the material so as to render it nonhazardous, or to take other necessary actions."

{ Internal References to 75-2-519: None. }

8. Page 2, line 22.

Strike: section 5 in its entirety

Amendments to House Bill No. 434
1st Reading Copy

**ADDITIONAL
DOCUMENTS**

Requested by Representative Kerry White
For the House Natural Resources Committee

Prepared by Joe Kolman
February 11, 2015 (2:25pm)

DRAFT

1. Title, page 1, line 4.

Following: "QUALITY;"

Insert: "AMENDING SECTION 75-2-502;"

2. Page 1, line 12.

Strike: "3"

Insert: "8"

3. Page 2, line 15.

Following: line 14

Insert: "Section 3. Section 75-2-502, MCA, is amended to read:

"75-2-502. **Definitions.** As used in this part, unless the context requires otherwise, the following definitions apply:

(1) "Accreditation" means a certificate issued by the department that permits a person to work in an asbestos-related occupation.

(2) "Asbestos" means asbestiform varieties of chrysotile, amosite, crocidolite, anthophyllite, tremolite, or actinolite.

(3) "Asbestos project" means the encapsulation, enclosure, removal, repair, renovation, placement in new construction, demolition of asbestos in a building or other structure, or the transportation or disposal of asbestos-containing waste. The term does not include a project that involves less than 3 ~~8~~ square feet in surface area or 3 linear feet of pipe.

(4) "Asbestos-related occupation" means an inspector, management planner, project designer, contractor, supervisor, or worker for an asbestos project.

(5) "Department" means the department of environmental quality provided for in 2-15-3501.

(6) "Person" means an individual, partnership, corporation, sole proprietorship, firm, enterprise, franchise, association, state or municipal agency, political subdivision of the state, or any other entity."

{Internal References to 75-2-502: None.}"

Renumber: subsequent sections

4. Page 2, line 22.

Strike: "[This act] terminates"

Insert: "[Sections 1 and 2] terminate"